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8 Attorneys for Plaintiffs
9 CRAIG YATES
10 and DISABILITY RIGHTS
11 ENFORCEMENT, EDUCATION,
12 SERVICES: HELPING YOU
13 HELP OTHERS

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA

16 CRAIG YATES, an individual; and)
17 DISABILITY RIGHTS, ENFORCEMENT,)
18 EDUCATION, SERVICES: HELPING)
19 YOU HELP OTHERS, a California public)
20 benefit corporation,)
21 Plaintiffs,)
22 v.)
23 ROSE WING PROPERTIES,)
24 Defendant.)

CASE NO. CV-08-5365-CW

**STIPULATION AND [PROPOSED] ORDER
EXTENDING TIME FOR DEFENDANT
ROSE WING PROPERTIES TO RESPOND
TO COMPLAINT**

25 Plaintiffs CRAIG YATES, an individual; and DISABILITY RIGHTS, ENFORCEMENT,
26 EDUCATION, SERVICES: HELPING YOU HELP OTHERS (“DREES”), and defendant ROSE
27 WING PROPERTIES, by and through their respective counsel, respectfully request and stipulate,
28 as follows:

29 1. WHEREAS, the parties in the above-referenced case are in the process of settling
30 both the injunctive and damage claims and wish to preclude any additional costs and fees.
31 (It should be noted that Defendant ROSE WING PROPERTIES has already engaged an architect
32 to address the remedial repairs, and the parties are awaiting their report); and

33 ///

34 ///

**STIPULATION AND [PROPOSED] ORDER EXTENDING TIME FOR DEFENDANT ROSE WING PROPERTIES TO RESPOND
TO COMPLAINT**

1 2. WHEREAS, the parties by and through their counsel, stipulate that Defendant
2 ROSE WING PROPERTIES be granted an extension of time to and including February 27, 2009,
3 to answer plaintiffs' complaint; and

4 3. WHEREAS, this stipulation comports to the Federal judicial objective of a fair,
5 efficient and economical resolution, while at the same time preserving judicial economy.

6 IT IS SO STIPULATED.

7
8 DATED: January 27, 2009

THOMAS E. FRANKOVICH,
A PROFESSIONAL LAW CORPORATION

9
10 By: _____ /S/
11 Thomas E. Frankovich
12 Attorneys for Plaintiffs CRAIG YATES and
13 DISABILITY RIGHTS, ENFORCEMENT,
EDUCATION, SERVICES: HELPING YOU HELP
OTHERS, a California public benefit corporation

14
15 DATED: January 28, 2009

STEVEN LOUIS COSTA

16
17 By: _____ /S/
18 Attorneys for Defendant ROSE WING
PROPERTIES

19 **ORDER**

20 IT IS HEREBY ORDERED that the Defendant ROSE WING PROPERTIES is granted
21 an extension of time to and including February 27, 2009, to answer plaintiffs' complaint.

22
23 DATED: _____, 2009

24
25 Honorable CLAUDIA WILKEN
United States District Judge